

State of Arizona  
COMMISSION ON JUDICIAL CONDUCT

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Disposition of Complaint 15-073

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Judge:

Complainant:

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**ORDER**

The commission initiated an investigation after learning that a retired judge, who remains on the call to duty roster, improperly advertised his mediation services in print and on the internet, by using a photograph of himself in his judicial robe and by describing himself by using his judicial title.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the retired judge engaged in conduct that violated the provisions of Article 6.1 of the Arizona Constitution or the Code of Judicial Conduct and, if so, to take appropriate disciplinary action. The purpose and authority of the commission is limited to this mission.

While the judge should not have utilized a photograph of himself in a robe in advertisements for his mediation services, the Scope Section of the Code contemplates that not every transgression will result in the imposition of discipline, and the commission determined that no formal discipline was warranted after considering all the facts and circumstances. After review, the commission determined that the appropriate action to take was to issue the judge a warning letter stating that use of a photograph of a judge in a judicial robe in commercial advertisements is inconsistent with Rule 1.3, which provides, in pertinent part, that a judge shall not abuse the prestige of judicial office to advance the personal or economic interest of the judge. The commission's file in this matter is closed, pursuant to Rules 16(b) and 23(a).

Dated: August 17, 2015

FOR THE COMMISSION

/s/ Louis Frank Dominguez  
Hon. Louis Frank Dominguez  
Commission Chair

A copy of this order was mailed to the retired judge on August 17, 2015.

*This order may not be used as a basis for disqualification of a judge.*